

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

_____	x	
PEDRO E. RIVAS, On Behalf of Himself and	:	Civil Action No. 08-cv-03685
All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff,	:	
	:	NOTICE OF MOTION AND MOTION TO
vs.	:	ADMIT COUNSEL <i>PRO HAC VICE</i>
	:	
LEHMAN BROTHERS BANK, FSB, et al.,	:	
	:	
Defendants.	:	
_____	x	

FILED  
U.S. DISTRICT COURT  
S.D. OF N.Y.  
2008 MAY 21 AM 11:57

652045 & 25 MAY 21 2008

PLEASE TAKE NOTICE upon the annexed Declaration of Robert M. Rothman in Support of the Motion to Admit Counsel Pro Hac Vice, executed this 21st day of May 2008, and the Certificate of Good Standing attached thereto, plaintiff Pedro E. Rivas moves this Court, pursuant to Rule 1.3(c) of the Local Civil Rules of this Court, that Andrew S. Friedman, a member of the Bar of the United States District Court, District of Arizona, and a member of the law firm Bonnett, Fairbourn, Friedman & Balint, PC, be admitted *pro hac vice* for all purposes on behalf of plaintiff in this action.

DATED: May 21, 2008

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
SAMUEL H. RUDMAN  
ROBERT M. ROTHMAN



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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

_____	X	
PEDRO E. RIVAS, On Behalf of Himself and	:	Civil Action No. 08-cv-03685
All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff,	:	
	:	[PROPOSED] ORDER GRANTING
vs.	:	MOTION FOR ADMISSION <i>PRO HAC</i>
	:	<i>VICE</i>
LEHMAN BROTHERS BANK, FSB, et al.,	:	
	:	
Defendants.	:	
_____	X	

Upon the motion of plaintiff Pedro E. Rivas, pursuant to Rule 1.3(c) of the Local Civil Rules of this Court, for an order admitting Andrew S. Friedman *pro hac vice* for all purposes on behalf of plaintiff in this action, and for good cause shown,

IT IS HEREBY ORDERED that the motion is GRANTED in all respects, subject to payment of the requisite fees.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
THE HONORABLE BARBARA S. JONES  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

<hr/>		X
PEDRO E. RIVAS, On Behalf of Himself and	:	Civil Action No. 08-cv-03685
All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff,	:	
	:	DECLARATION OF ROBERT M.
vs.	:	ROTHMAN IN SUPPORT OF THE
	:	MOTION TO ADMIT COUNSEL <i>PRO HAC</i>
LEHMAN BROTHERS BANK, FSB, et al.,	:	<i>VICE</i>
	:	
Defendants.	:	
<hr/>		X

I, Robert M. Rothman, declare as follows:

1. I am a member in good standing of the bar of this Court and a member of Coughlin Stoia Geller Rudman & Robbins LLP. I make this declaration in support of plaintiff Pedro E. Rivas' Motion to Admit Counsel *Pro Hac Vice*, pursuant to Rule 1.3(c) of the Local Civil Rules of this Court, requesting that Andrew S. Friedman be admitted *pro hac vice* for all purposes on behalf of plaintiff in this action.

2. Andrew S. Friedman is fully familiar with this action, is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

3. Andrew S. Friedman is an attorney in good standing of the Bar of the District of Arizona, as evidenced by the annexed certificate of good standing.

4. I respectfully request that plaintiff's motion be granted in all respects. A proposed order is enclosed herewith.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 21st day of May 2008 at Melville, New York.



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ROBERT M. ROTHMAN

AO136 (Rev. 9/98) Certificate of Good Standing

# United States District Court

DISTRICT OF Arizona

## CERTIFICATE OF GOOD STANDING

I, Richard H. Weare, Clerk of this Court,

certify that Andrew S. Friedman duly admitted

to practice in this Court on October 26, 1979,  
DATE

and is in good standing as a member of the Bar of this Court.

Dated at Phoenix, AZ on May 16, 2008  
LOCATION DATE

Richard H. Weare

CLERK

Beth Stephens

DEPUTY CLERK



**CERTIFICATE OF SERVICE**

I, Kelly Stadelmann, hereby certify that on May 21, 2008, I caused a true and correct copy of the attached:

Notice Of Motion And Motion To Admit Counsel *Pro Hac Vice*;

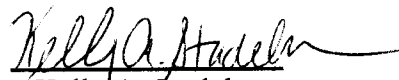
Declaration Of Robert M. Rothman In Support Of The Motion To Admit Counsel *Pro Hac Vice*; and

[Proposed] Order Granting Motion For Admission *Pro Hac Vice*

to be served by first-class mail to:

Lehman Brothers Bank  
1000 West Street  
Wilmington, DE 19808

BNC Mortgage, Inc.  
c/o  
Lehman Brothers Bank  
1000 West Street  
Wilmington, DE 19808

  
Kelly A. Stadelmann